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7 Attorney for RYAN RAY TETERICK

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
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11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 RYAN RAY TETERICK,

15 Defendant.
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Case No. 3:17-CR-049-LRH (WGC)

**STIPULATION TO CONTINUE
MOTION DEADLINES AND TRIAL
DATES**
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden,
18 United States Attorney, and SHANNON BRYANT, Assistant United States Attorney, counsel
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
20 CHRISTOPHER P. FREY, Assistant Federal Public Defender, counsel for RYAN RAY
21 TETERICK, that the calendar call currently scheduled for July 13, 2017 at 8:30 a.m. be vacated
22 and continued to **September 14, 2017, at 8:30 a.m.** and the trial scheduled for July 25, 2017 at
23 8:30 a.m., be vacated and continued to **September 26, 2017 at 8:30 a.m.**

24 IT IS FURTHER STIPULATED AND AGREED, that the parties herein shall have to
25 and including **August 11, 2017**, to file any and all pretrial motions and notices of defense.
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1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
2 shall have to and including **August 25, 2017**, to file any and all responsive pleadings.

3 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
4 shall have to and including **September 8, 2017**, to file any and all replies to dispositive motions.

5 The Stipulation is entered into for the following reasons:

6 1. The defendant is currently in custody but does not oppose the requested
7 continuance of his jury trial.

8 2. The additional time requested herein is not sought for purposes of delay, but
9 merely to allow counsel for the defendant sufficient time to consult with his client regarding
10 the charges, the facts and circumstances surrounding the offense, dispositive motions, legal
11 defenses, and the United States Sentencing Guidelines and how they will impact the District
12 Court's sentencing decision should the defendant enter a change of plea.

13 3. That should a resolution of this matter not be reached between the parties, defense
14 counsel requires additional time within which to complete the investigation and to prepare legal
15 defenses. Such an investigation will require interviewing witnesses, serve subpoenas, discuss
16 key legal concepts and strategy with the defendant, and to investigate potential mitigation
17 evidence.

18 4. Denial of this request for continuance would deny counsel for the defendant
19 sufficient time to effectively and thoroughly prepare for this matter before the currently
20 scheduled jury trial, taking into account the exercise of due diligence.

21 5. The additional time requested by this Stipulation is excludable in computing the
22 time within which the trial herein must commence under the provisions of the Speedy Trial Act
23 pursuant to Title 18, United States Code, Sections 3161(h)(7)(A) and (B)(i)(iv), in that failure
24 to grant this continuance would result in a miscarriage of justice by denying counsel for the
25 defendant reasonable time necessary for effective preparation taking into account the exercise
26 of due diligence.

1 This is the first stipulation to continue filed herein.

2 DATED this 22nd day of June, 2017.

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4 RENE L. VALLADARES
Federal Public Defender

DANIEL G. BOGDEN
United States Attorney

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6 */s/ Christopher P. Frey*
By: _____
7 CHRISTOPHER P. FREY
8 Assistant Federal Public Defender
Counsel for Ryan Ray Teterick

/s/ Shannon Bryant
By: _____
SHANNON BRYANT
Assistant United States Attorney
Counsel for the Government

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11 **ORDER**

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13 Based upon the reasons set forth in the forgoing stipulation of the parties, the time
14 between the current trial date of July 25, 2017 to the new trial date of **September 26, 2017**, is
15 excluded under the Speedy Trial Act, 18 USC 3161(h)(7)(A) and (7)(B)(i) and (iv) for effective
16 preparation by counsel, taking into account the exercise of due diligence, and in the interests of
17 justice, which outweigh the defendant's and the public's interest in a speedy trial.

18 IT IS THEREFORE ORDERED that the parties herein shall have to and including
19 **August 11, 2017** to file any and all pretrial motions and notice of defense.

20 IT IS FURTHER ORDERED that the parties shall have to and including **August 25,**
21 **2017** to file any and all responses.

22 IT IS FURTHER ORDERED that the parties shall have to and including **September 8,**
23 **2017** to file any and all replies.

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1 IT IS FURTHER ORDERED that the calendar call currently scheduled for July 13,
2 2017, at the hour of 8:30 a.m., be vacated and continued to **September 14, 2017 at 8:30 a.m.**;
3 and the trial currently scheduled for July 25, 2017, 8:30 a.m., be vacated and continued to
4 **September 25, 2017 at the hour of 8:30 a.m.**

5 The Court finds the need for this continuance outweighs the defendant's and the public's
6 right to a speedy trial.

7 **IT IS SO ORDERED** this _____ day of June, 2017.

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LARRY R. HICKS
UNITES STATES DISTRICT JUDGE
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